



United States  
**Environmental Protection Agency**  
 Washington, DC 20460

Registration  
 Amendment  
 Other

OPP Identifier Number

**Application for Pesticide - Section I**

1. Company/Product Number 79604-1	2. EPA Product Manager J. Tompkins	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) AgValue-Metri, LLC / Metribuzin Technical	PM# 25	
5. Name and Address of Applicant (Include ZIP Code) AgValue-Metri, LLC c/o Pyxis Regulatory Consulting, Inc. 11324 17th Ave. Ct. NW Gio Harbor, WA 98332 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____	

**Section - II**

Amendment - Explain below.  Final printed labels in response to Agency letter dated \_\_\_\_\_ **NOTIFICATION**  
 Resubmission in response to Agency letter dated \_\_\_\_\_  "Me Too" Application. **SEP 23 2004**  
 Notification - Explain below.  Other - Explain below.

**Explanation:** Use additional page(s) if necessary. (For section I and Section II.)

Submission of label notification per PR Notice 98-10 adding alternate container disposal language. This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

**Section - III**

1. Material This Product Will Be Packaged In:

Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input checked="" type="checkbox"/> Other (Specify) lined woven bag
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container

3. Location of Net Contents Information  
 Label  Container

4. Size(s) Retail Container  
55 lbs. (25 kg)

5. Location of Label Directions  
 On Label  
 On Labeling accompanying product

6. Manner in Which Label is Affixed to Product  
 Lithograph  
 Paper glued  
 Stenciled  Other \_\_\_\_\_

**Section - IV**

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name Michael Kellogg	Title Agent	Telephone No. (Include Area Code) (253) 853-7360
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**Certification**  
 I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

2. Signature  
*Michael Kellogg*

3. Title  
Agent

4. Typed Name  
Michael Kellogg

5. Date  
8/30/04

6. Date Application Received (Stamped)

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# AgValue Metribuzin Technical

## FOR MANUFACTURING PURPOSES ONLY

**ACTIVE INGREDIENT:**

4-Amino-6-(1,1-dimethyl)-3-(methylthio)-1,2,4-triazin-5(4H)-one ..... 97.5%

**OTHER INGREDIENTS:** ..... 2.5%

**TOTAL** ..... 100.0%

### KEEP OUT OF REACH OF CHILDREN

## WARNING

<b>FIRST AID</b>	
<b>If swallowed:</b>	<ul style="list-style-type: none"> <li>• Call a poison control center or doctor immediately for treatment advice.</li> <li>• Have person sip a glass of water if able to swallow.</li> <li>• Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<b>If inhaled:</b>	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible.</li> <li>• Call a poison control center or doctor for further treatment advice.</li> </ul>
<b>HOT LINE NUMBER</b>	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-424-9300 for emergency medical treatment information.	
<b>NOTE TO PHYSICIAN</b>	
This compound does not cause any definite symptoms that would be diagnostic. Poisoning is accompanied by breathing difficulties and sedation. In case of intoxication, treat the patient symptomatically.	

### PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS WARNING

May be fatal if swallowed. Harmful if inhaled. Avoid breathing dust. Wash hands thoroughly with soap and water after handling and before eating, drinking or using tobacco. Remove contaminated clothing and wash before reuse.

### ENVIRONMENTAL HAZARDS

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

**Manufactured For:**  
AgValue-Metri, LLC  
1124 N Chinowth St.  
Visalia, CA 93291

**EPA Reg. No. 79534-1**  
**EPA Est. No.**  
.....  
**Net Weight:** .....

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### DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

**Only for formulation into herbicide products intended for the following uses:**

**Terrestrial food and feed crop uses:** Alfalfa, mixed stands of alfalfa and forage grasses, asparagus, barley, carrots, corn, fallow, garbanzo beans (chickpeas), forage grasses, grasses grown for seed, lentils, peas, potatoes, sainfoin, soybeans, sugarcane, timothy, tomatoes, and wheat;

**Terrestrial non-food, non-domestic uses:** Established bermudagrass turf, ornamental lawns and turf (not residential), nonagricultural uncultivated areas/soils, recreational areas;

Uses for experimental purposes that are in compliance with USEPA requirements.

This product may be used to formulate products for specific use(s) not listed on the label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such use(s).

### STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

**Pesticide Storage:** Store in original container in a cool, dry area and out of reach of children, preferably in a locked storage area.

**Pesticide Disposal:** Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

*[Note to reviewer: Only applicable "Container Disposal" language will appear on final product label. [Bracketed] text will not appear on final label.*

**[Fiber drum with plastic liner] Container Disposal:** Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then dispose of liner in a sanitary landfill or by incineration if allowed by State and local authorities. If drum is contaminated and cannot be reused, dispose of in the same manner.

**[Woven bag with plastic liner] Container Disposal:** Completely empty bag into application equipment. Then dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

### TERMS AND CONDITIONS OF USE

If terms of the following Warranty Disclaimer, Inherent Risks of Use, and Limitation of Remedies are not acceptable, return unopened package at once to the seller for a full refund of purchase price paid. Otherwise, use by the buyer or any other user constitutes acceptance of the terms under Warranty Disclaimer, Inherent Risks of Use and Limitation of Remedies.

### WARRANTY DISCLAIMER

AgValue, Inc. warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions, subject to the inherent risks set forth below. AgValue, Inc. **MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.**

### INHERENT RISKS OF USE

It is impossible to eliminate all risks associated with use of this product. Plant injury, lack of performance, or other unintended consequences may result because of such factors as use of the product contrary to label instructions (including conditions noted on the label, such as unfavorable temperatures, soil conditions, etc.), abnormal conditions (such as excessive rainfall, drought, tornadoes, hurricanes), presence of other materials, the manner of application, or other factors, all of which are beyond the control of AgValue, Inc. or the seller. All such risks shall be assumed by buyer.

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**LIMITATION OF REMEDIES**

The exclusive remedy for losses or damages resulting from this product (including claims based on contract, negligence, strict liability, or other legal theories), shall be limited to, at AgValue, Inc.'s election, one of the following:

- (1) Refund of purchase price paid by buyer or user for product bought, or
- (2) Replacement of amount of product used

AgValue, Inc. shall not be liable for losses or damages resulting from handling or use of this product unless AgValue, Inc. is promptly notified of such loss or damage in writing. In no case shall AgValue, Inc. be liable for consequential, incidental or special damages or losses.

Any formulator or buyer who uses this product in formulations for other than those listed in the Directions for Use, assumes all liability for claims and actions arising out of, connected with or resulting from such use.

The terms of the Warranty Disclaimer above and this Limitation of Remedies cannot be varied by any written or verbal statements or agreements. No employee or sales agent of AgValue, Inc. or the seller is authorized to vary or exceed the terms of the Warranty Disclaimer or this Limitation of Remedies in any manner. Buyer accepts this product subject to the foregoing limitations of warranty and of liability.



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1124 North Chinowth Street • Visalia, California 93291  
Phone: 559/627-6956 • Fax: 559/627-6962 • Toll Free: 866/511-3171

June 17, 2003

To Whom It May Concern:

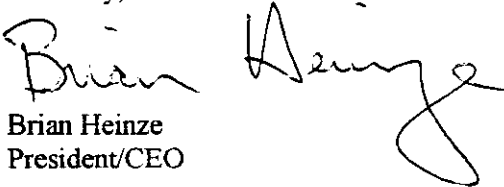
RE: Letter of Authorization

Dear Sir or Madam:

Please let this letter serve to confirm that Pyxis Regulatory Consulting, Inc. is authorized to represent AgValue-Metri, LLC, before the U.S. Environmental Protection Agency and state governmental agencies in all matters regarding our pesticide registrations pursuant to the Federal Insecticide, Fungicide and Rodenticide Act ("FIFRA"), 7 U.S.C. § 136 et seq. and state law.

If you have any questions, please do not hesitate to contact me.

Sincerely,

  
Brian Heinze  
President/CEO

cc: Pyxis Regulatory Consulting, Inc.

PYXIS REGULATORY CONSULTING, INC.

11324 17<sup>th</sup> Ave. Ct. NW  
Gig Harbor, WA 98332

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Phone: 253-853-7369  
Fax: 253-853-5516  
Email: [www.PyxisRC.com](http://www.PyxisRC.com)

August 30, 2004

COURIER DELIVERY

Jim Tompkins (PM25)  
Document Processing Desk (NOTIF)  
Office of Pesticide Programs (7504C)  
U.S. Environmental Protection Agency  
Room 266A, Crystal Mall #2  
1801 Bell Street  
Arlington, VA 22202

RE: AgValue-Metri, LLC – Metribuzin Technical (EPA Reg. No. 79604-1)  
Submission of Label Notification per PR Notice 98-10

Dear Mr. Tompkins,

On behalf of AgValue-Metri, LLC please find the enclosed label notification adding alternate container disposal language for AgValue-Metri's Metribuzin Technical product. Metribuzin Technical may be packaged in fiber drums with plastic liners or woven bags with plastic liners. Only the container disposal language applicable to the type of packaging will appear on the final label.

In support of this submission, please find the following:

1. Application for Pesticide Registration (EPA Form 8570-1)
2. One (1) copy of the Metribuzin Technical label with tracked changes [Editor's Note: Added text is underlined]
3. One (1) copy of the Metribuzin Technical label with changes incorporated
4. Letter of Authorization

Please feel free to call me if you have any questions or need any additional information.

Sincerely,

  
Michael Kellogg

Enclosures

cc: Brian Heinze; AgValue-Metri, LLC